GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PREVENTIVE DETENTION - The Andhra Pradesh Prevention of Dangerous Activities of Bootleggers, Dacoits, Drug Offenders, Goondas, Immoral Traffic Offenders and Land Grabbers Act, 1986 (Act No: 1 of 1986) – Order of Detention made by the Collector and District Magistrate, Chittoor District against Sri P.Prabhu @ Prabhakar @ Prabhukumar, Aged 25 years, S/o P.Chengaiah @ Milton, R/o Chinnatayyuru, H/o S.R.Purammandal, Chittoor District, Andhra Pradesh State - Representation of Smt T.Swatha, W/o T.Prabhu Kumar – Examined –Orders – Issued.

GENERAL ADMINISTRATION (SC.I) DEPARTMENT

G.O.Rt.No.1826

Dated:01.09.2022
Read the following:-

1. From the Collector and District Magistrate, Chittoor District, Proceedings No. REV-CSECOPDL(PRC)/16/2022-D.TH(C7), Dt: 15.06.2022.
2. G.O.Rt.No.1217, G.A.(SC.I) Dept., dated 23.06.2022.
3. Representation dated 30.06.2022, received from Smt T.Swatha, W/o T.Prabhu Kumar, R/o 3-47, Chinna Thayyuru, S.R.Puram Mandal, Chittoor District-517167.
4. From the Collector & District Magistrate, Chittoor letter No:REV-CSECOPDL(PRC) 16/2022-D.TH(C7), dated:15.07.2022

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O R D E R:

In the reference first read above, the Collector and District Magistrate, Chittoor District has passed detention order against Sri P.Prabhu @ Prabhakar @ Prabhukumar, Aged 25 years, S/o P.Chengaiah @ Milton, R/o Chinnatayyuru, H/o S.R.Purammandal, Chittoor District, Andhra Pradesh State, under section 3 (1) & (2) read with Section 2(b) of the Andhra Pradesh Prevention of Dangerous Activities of Bootleggers, Dacoits, Drug Offenders, Goondas, Immoral Traffic Offenders and Land Grabbers Act, 1986 (Act No.1 of 1986). After following due procedure, Government had approved the detention order in the reference 2nd read above.

2. In the reference 3rd read above, Smt T.Swatha, W/o T.Prabhu, had made a representation to the Government and also to the Collector & District Magistrate, Chittoor District and requested the authorities to reconsider the above referred detention order as cited in the above subject passed by the Collector & District Magistrate, and pass orders by positively reconsidering the order in a timely manner.

3. In the reference 3rd read above, the Collector and District Magistrate, Chittoor District, submitted the remarks on the said representation stating that the contention of the petitioner is not true and it is true that the husband of the petitioner is involved in four cases. Charge sheets have been filed in the court for the said cases. It was felt that the ordinary penal sections are not effective to check his indulgence in manufacturing, transporting and sale of ID arrack, except by invoking PD Act and as such, the district administration was constrained to clamp PD Act against her husband. It is only after thoroughly verifying the antecedents and attitude of the detenue, ie., the husband of the petitioner, it was felt that the ordinary penal sections are not effective to check his indulgence in manufacturing, transporting and sale of ID arrack, except by invoking PD Act and as such clamping of PD Act against her husband is justified, in the interest of public health. The circumstances explained above and also the material incorporated in the proceedings of the Collector & District Magistrate, Chittoor cited, clamping of PD Act against the detenue i.e, the husband of the petitioner is justified.

4. Government have examined the representation of Smt T.Swatha, W/o T.Prabhu,and the report of the Collector & District Magistrate, Chittoor District under the provisions of the APPD Act, 1986. It is observed that the Detenue has committed four criminal offenses in the past 2 years in contravention of the A.P. Prohibition Act,1955 and A.P.Excise Act, 1968 and this itself is showcasing the habitual nature of the Detenue in committing the crime, and acting against the Law of the State.

(P.T.O.)

5. Government therefore, and after careful examination of the matter hereby dispose the representation of the petitioner, i.e., Sri P.Prabhu @ Prabhakar @ Prabhukumar, Aged 25 years, S/o P.Chengaiah @ Milton, R/o Chinnatayyuru, H/o S.R.Purammandal, Chittoor District, Andhra Pradesh State, as rejected.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

DR.SAMEER SHARMA
CHIEF SECRETARY TO GOVERNMENT

To
Smt T.Swatha, W/o Sri P.Prabhu @ Prabhakar @ Prabhukumar, Aged 25 years, S/o P.Chengaiah @ Milton, R/o Chinnatayyuru, H/o S.R.Purammandal, Chittoor District, Andhra Pradesh State.
The Collector and District Magistrate, Chittoor District, Chittoor.
Copy to:
The Superintendent of Police, Chittoor.
The Spl. Govt. Pleader, attached to Learned Advocate General, A.P High court, High Court buildings, Nelapadu, Guntur Dist, A.P.
SF/SC.

//FORWARDED:: BY ORDER//

SECTION OFFICER (SC)